

**CONFIDENTIAL**

**MEMORANDUM FOR THE ASSISTANT DIRECTOR, OGD**

**SUBJECT: DISPOSITION OF CAPTURED JAPANESE DOCUMENTS.**

1. Reference your Memorandum to General Counsel,  
Subject: Captured Documents, disposition of, dated 19  
August 1947.

2. In response to the questions set forth in  
reference memorandum, the following conclusions have been  
reached:

a. That title to the Washington Document  
Center and to the documents contained therein, has validly  
been transferred to CIA.

b. That CIA has the obligation of furnishing  
a final repository for these captured Japanese documents  
after they have been exploited for intelligence purposes;  
that this final repository need not be under the jurisdiction  
of CIA.

c. That these captured Japanese documents are  
considered records, within the meaning of applicable Federal  
statutes, insofar as they contain record material. As such  
they may be transferred to the National Archives following  
completion of intelligence exploitation. Non-record material  
among these documents should be destroyed, or forwarded to  
other governmental agency/s as appropriate.

d. That as all of these documents belong to  
the United States by capture, no attempt should be made to-  
differentiate between Japanese governmental and non-govern-  
mental records for purposes of transfer. However, attempt  
should be made to consider the needs and requests of the  
Library of Congress and other governmental agencies.

e. That the authority of CIA to destroy these  
documents or dispose of them to private interests is governed  
by applicable provisions of law.

f. That the authority of CIA to dispose of  
these documents by inter-agency transfer (other than to the  
National Archives or on temporary loan) is governed by Ex-  
ecutive Order 9754, dated 25 September 1946, requiring ap-  
proval of the Bureau of the Budget.

g. That the initial responsibility for de-  
ciding that intelligence exploitation of these documents is

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completed, and that they are subject to final disposal by destruction, transfer to Archives, or inter-agency, in the presence of the Documents Branch. The responsibility for carrying out the final scheduling and disposal should be determined by a conference of the interested offices. It should be borne in mind, however, that the Central Records Division is charged with maintaining accurate records of final disposition or destruction of documents for the protection of the agency.

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General Counsel

Assistant Director, O/O  
Executive for ADM - 1  
General Counsel's file - 3  
Assistant General Counsel's file - 1  
Central Records - 2

*Archives - 1*

*Documents - 1*

*[Redacted] - 1*

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